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OGC Has Reviewed

30 July 1968

MEMORANDUM FOR: Mr. Houston

SUBJECT: H. R. 14144

1. H. R. 14144 is a proposed codification of title 44 of the U. S. Code. The intent of the bill is merely to simplify title 44 and not to change the law in any substantive manner. I have reviewed the bill in light of Legislative Counsel's memo (attached) and have noted the following items.

2. a. The only chapters which have any substantive changes or additions are 11, 17, and 27. All other chapters are identical to parts of title 44 already in existence. Most of the sections about which [redacted] memo raises questions are already law and although the language in them is broad, we seem not to be under any present disability from their requirements.

b. Chapters 31, 33, and 35 all contain strong language

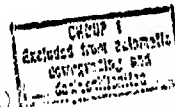
[redacted] (Sections 3102(2), (3), 3113, 3314, 3501 et seq.). However, these sections are, as indicated above, already law and have been no problem in the past.

c. The substantive changes in Chapters 11, 19, and 27; sections 1102, 1119, 1718, and 2710 are as follows: Sections 1102 and 1119 do not appear to pose any problems. Sections 1718 is new and may require an exemption to protect the Agency if the built-in exemption (line 17) is not seen as being sufficient protection. Section 2710 is new and presents the biggest problem to the Agency. Depending upon how much control the Administrator now exercises over the Agency's records practices future problems could be eliminated by working out an agreement with the Administrator if such is not already a fact.

Attachment

cc: DDS

Office of General Counsel

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